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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/604,383	
	Filing Date	July 16, 2003	
	First Named Inventor	Jesse J. Swanner	
	Art Unit	3618	
	Examiner Name	Bryan R. Fischmann	
Total Number of Pages in This Submission		Attorney Docket Number	014541-000001

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): *Response to Restriction Requirement; *Acknowledgment Postcard.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MOORE & VAN ALLEN		
Signature			
Printed Name	CHARLES L. MOORE		
Date	April 21, 2005	Reg. No.	33,742

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Signature			
Typed or printed name	Katie M. Efland	Date	April 21, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jesse Jackson Swanner)
Serial No.: 10/604,383)
Filed: July 16, 2003) Confirmation No.: 1382
Art Unit: 3618)
Examiner: Bryan R. Fischmann)
For: CART TO TRANSPORT EQUIPMENT)
OF THE LIKE)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION AND/OR ELECTION REQUIREMENT
UNDER RULE 146

Sir:

In response to the Restriction and/or Election Requirement dated as mailed March 25, 2005, Species I (Cart of Figures 1 and 2), Subspecies II-Platform Retention Mechanism and 2nd Subspecies 1 (Retaining Mechanism 154 of Figures 1 and 2) are provisional elected for examination. Applicant respectfully submits that the claims readable on the elected species, subspecies and 2nd subspecies are claims 1-7, 10-12, 14-19, 22-24, 26, 35-37, and 39-41.

Applicant respectfully traverses the Election Requirement in that Applicant does not believe the claims drawn to the non-elected species and subspecies constitute an unreasonable number and any additional time to examine these claims would be de minimus. Therefore, reconsideration and withdrawal of the Election Requirement is respectfully solicited.

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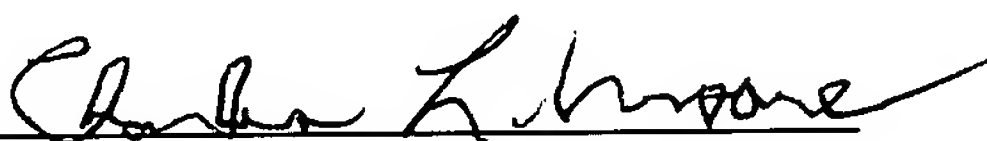
Katie M. Efland
Katie M. Efland

Action on the merits is awaited.

In the event that the Examiner wishes to discuss any aspect of this response, please contact the undersigned at the telephone number below.

Respectfully submitted,

Date: April 21, 2005

By: 

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